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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (Case No. 02-134-D)

In the Application of:		)		
	Lavie et al.	)	Before the Examiner:	
Serial No.	10/791,155	)	) )	
Filing Date:	March 1, 2004	(a)	Group Art Unit: 1652	
For: Use of Specifically Engineered Enzymes to Enhance the Efficacy of Prodrugs		)	Confirmation No.: 3822	

## TRANSMITTAL LETTER

Mail Stop MISSING PARTS Commissioner for Patents P.O. Box 1450 Alexandria, VA. 22313-1450

Sir:

In regard to the above-identified application:

- 1. We are transmitting herewith the attached
  - a. Petition for Extension of Time under 37 CFR 1.136(a)
  - b. Response to Notice to File Missing Parts of Application
  - c. Copy of the Notice to File Missing Parts of Application
  - d. Executed copy of Oath or Declaration (4 pages)
  - e. Return Receipt Postcard
- 2. With respect to additional fees:
  - a. Checks in the amount of \$2006.00 and \$475.00 are enclosed.
- 3. Please charge any deficiency in the amount due, or credit any overpayment, to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
- 4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as "First Class Mail" in an envelope addressed to: Mail Stop MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 17<sup>th</sup> day of September, 2004.

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Jason J. Derry Reg. No. 50.60

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TENT AND TRADEMARK OFFICE

In the Application of:

Lavie et al.

Serial No.

10/791,155

Filing Date:

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For: Use of Specifically Engineered Enzymes to Enhance the Efficacy of Prodrugs

(Case No. 02-134-D)

Before the Examiner:

Group Art Unit: 1652

Confirmation No.: 3822

# **RESPONSE TO NOTICE TO FILE MISSING PARTS MAILED APRIL 19, 2004**

Mail Stop MISSING PARTS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

IN THE UNITED'S

Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application mailed April 19, 2004, Applicants submit herewith an executed copy of their Declaration, pursuant to 37 C.F.R. 1.63.

Accompanying this Response is a check for \$2006, in payment of the filing fees for this application, and the surcharge for late filing fee or oath or declaration.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff LLP

Date: September 17, 2004

By:

Jason J. Derry



#### United States Patent and Traden MARK OFFICE

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UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office ress: COMMISSIONER FOR PATENTS PO. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/791,155

03/01/200411=14

Arnon Lavie

MBHB 02-134-D

Jason J. Derry McDonnell Boehnen Hulbert & Berghoff LLP 300 S. Wacker Drive Chicago, IL 60606



**CONFIRMATION NO. 3822** FORMALITIES LETTER \*OC000000012392762\*

Date Mailed: 04/19/2004

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/24/2004 MAHMED1

01 FC:2001

02 FC:2051 03 FC:2202 04 FC:2201

00000058 10791155

385.00 OP 65.00 OP FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

 Additional claim fees of \$1556 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$2006 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$1556

■ \$215 for 5 independent claims over 3.

■ \$1341 for 149 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE